

## **BILL ANALYSIS**

Senate Research Center

H.B. 2900  
By: Crabb (Gallegos)  
Intergovernmental Relations  
6-10-97  
Enrolled

### **DIGEST**

Currently, counties and municipalities both have the authority to regulate development and require filing of a plat in a municipality's extraterritorial jurisdiction. An owner of property who is subdividing certain property may be required to have a plat filed by a county, municipality, or both. A plat involving the development of land located in a municipality's extraterritorial jurisdiction may not be filed with the county clerk without the approval of both the municipality and the county. This bill requires a municipality or county to provide written certification that a plat is not required by the governmental entity in certain cases.

### **PURPOSE**

As enrolled, H.B. 2900 sets forth provisions regarding the authority of a municipality and a county to regulate the subdivision of land in the extraterritorial jurisdiction of a municipality.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 242.001(b), Local Government Code, to require the authority responsible for approving plats for a governmental entity that does not require the filing of a plat to issue on request of the subdivider a written certification stating that a plat is not required to be filed for that subdivision of the land, if a governmental entity requires a plat to be filed for a subdivision in the extraterritorial jurisdiction of a municipality and the other governmental entity does not require the filing of a plat. Requires the certification to be attached to a plat required to be filed under this subsection.

SECTION 2. Effective date: September 1, 1997.  
Makes application of this Act prospective.

SECTION 3. Emergency clause.